

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
GALVESTON DIVISION**

JASON C. SCHNEIDER, individually
and on behalf of all others similarly
situated, *et al.*,

Plaintiffs,

V.

LLOYD J. AUSTIN, III, in his official capacity as United States Secretary of Defense, *et al.*,

Defendants.

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Case No: 22-293

NOTICE OF SUPPLEMENTAL FACTS

Plaintiffs respectfully notify the Court that on October 3, 2023, Defendants agreed to pay \$900,000 in attorneys' fees to the class counsel in *Colonel Financial Management Officer v. Austin*, No. 8:22-cv-1275 (M.D. Fla.), as a result of settlement negotiations in that litigation. See Fee Settlement Agreement & Release 2, Ex. A. This is the class in which Plaintiffs here were members and from which Plaintiffs here claim entitlement to attorneys' fees as prevailing parties, a Motion for which is currently pending before this Court. Dkt. 31.

October 10, 2023

Respectfully submitted,

/s/ Kenneth A. Klukowski

Gene C. Schaerr*

D.C. Bar No. 416368

Kenneth A. Klukowski

D.C. Bar No. 1046093

S.D. Texas Bar No. 3145314

Annika B. Barkdull* **

Utah Bar No. 17176

SCHAERR | JAFFE LLP
1717 K Street NW, Suite 900
Washington, DC 20006
Telephone: (202) 787-1060
Facsimile: (202) 776-0136
kklukowski@schaerr-jaffe.com

*Admitted *pro hac vice*

**Not yet admitted in D.C. Practicing
under the supervision of D.C. attorneys.

Counsel for Plaintiffs

CERTIFICATE OF SERVICE

I hereby certify that on October 10, 2023, the foregoing document was filed through the Court's ECF system and a copy will be served on each of the Defendants according to the Federal Rules of Civil Procedure.

/s/ Kenneth A. Klukowski
Kenneth A. Klukowski